# MONTANA PUBLIC SERVICE COMMISSION AGENDA NO. 13-09-17

Date Published: September 12, 2013

For Work Week Commencing: September 16, 2013 Commission Meeting: September 17, 2013, 9:00 a.m.

General Introduction This agenda is the Commission's agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at http://psc.mt.gov.

<u>Place of Meetings</u> All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

<u>Live webcast</u> Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website at <a href="http://psc.mt.gov">http://psc.mt.gov</a> (go to "Agendas & Meetings" then "Audio/Video Archives"). The audio feeds of meetings are also archived at the same website location.

<u>Inquiries</u> General inquiries concerning this agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

<u>9:00 a.m. Weekly Scheduling</u> (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

**Public Comments** 

<u>Action Items</u> All items identified below are for action at the Commission business meeting.

1. Approval of Commission Minutes

(Aleisha)

Approval of the Commission Minutes for the week of September 5, 2013

2. Circle Z Enterprises

TN2584

(Brenda)

Fred M. Zweifel d/b/a Circle Z Enterprises, Virginia City, Montana requests suspension of PSC No. 9270 for the period September 2, 2013 to March 2, 2014. <a href="Proposed Motion">Proposed Motion</a>: Suspend PSC No. 9270 for six months as requested.

<u>Class B</u> - Passengers within the City of Virginia City and a two mile radius thereof.

3. Limo Scene Limousine Service

TN2585

(Brenda)

Ron Kindsfather d/b/a Limo Scene Limousine Service, Billings, Montana requests permission to continue the lease of PSC No. 8949 to Kindsfathers, Inc. d/b/a Limo Scene Limousine Service, Billings, Montana for the period September 26, 2013 to March 26, 2014. <u>Proposed Motion</u>: Approved the continued lease of PSC No. 8949 as applied for.

SUB A Class B - Passengers between all points and places within a 200 mile radius of Billings, Montana. Limitations: (1) Transportation must originate a) in Yellowstone County or b) within a fifty (50) mile radius of Billings, Montana. (2) Transportation is limited to luxury limousine service only. (3) Transportation is restricted to twelve (12) passengers or less. (4) Transportation of Burlington Northern crews is prohibited. (5) Transportation as a bus, jitney or taxi is prohibited. (6) Service is restricted to that provided by reservations made at least one (1) hour in advance. (7) Transportation to Park, Gallatin or Madison Counties in Montana is further limited to that which originates in Yellowstone County, Montana.

4. Plentywood Sanitation Company

TN2586

(Nickie)

Robyn K. Beaird as Personal Representative to the estate of Dale W. Adams d/b/a Plentywood Sanitation Company and member of Plentywood Sanitation Company LLC request cancellation of the lease of PSC No. 1602

effective immediately. <u>Proposed Motion</u>: Approve the termination of the lease of PSC No. 1602 as mutually agreed to by the parties.

<u>Class C</u> - Property within the town of Plentywood, Montana, and to or from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said town. Limitations: Transportation of property between points served by railroads within the said radius of said town is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

SUB A <u>Class D</u> - Ashes, trash, waste, refuse, rubbish, garbage within the town of Plentywood, Montana, and to or from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said town.

## 5. Plentywood Sanitation Company

TN2587

(Nickie)

Robyn K. Beaird as Personal Representative to the estate of Dale W. Adams d/b/a Plentywood Sanitation Company, Plentywood, Montana requests permission to lease PSC No. 1602 to Lonnie J. Johnson d/b/a Plentywood Sanitation, Plentywood, Montana for the period September 17, 2013 to March 17, 2014. Proposed Motion: Approve the lease of PSC No. 1602 as requested.

<u>Class C</u> - Property within the town of Plentywood, Montana, and to or from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said town. Limitations: Transportation of property between points served by railroads within the said radius of said town is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

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6. Betterfly Taxi

T-13.10.PCN

(Nickie)

Cinda Marie Stephens d/b/a Betterfly Taxi, Kalispell, Montana made application for a Class B passengers in rate regulated service between all points and places in Flathead County, Montana. The public hearing was held on this contested docket on August 23, 2013 in Kalispell and the applicant did not attend. <a href="Proposed Motion">Proposed Motion</a>: Approve Final Order 7311 denying the application for authority.

<u>Work Sessions</u> All items identified below are for Commission discussion or action on the day designated.

- N2013-8-60 PSC Initiated Operator Service Provider rate caps Request approval of rate caps for the period of October 1, 2013 through September 30, 2014. (9/17/13)
- D2013.8.61 NorthWestern Energy Certification of Community Renewable Energy Project – Discuss and approve granting certification as request by NWE. (9/17/13)
- 3. D2013.7.56 Havre Pipeline Increase rates to Direct Rural Farmstead Customers Act on interim rate request. (9/17/13)
- D2009.12.154 Mountain Water Company Application for State Drinking Water Revolving Loan Fund Recovery Tracking Adjustment – Act on tracking request. (9/17/13)
- D2013.5.39 United Materials of Great Falls, Inc. Petition to have commission set contract terms and conditions – Discuss and act on UMGF's motion to dismiss and withdrawal of petition. (9/17/13)

 D2010.2.14 – Gruba v. NorthWestern Energy – Street lighting case – Discuss briefs filed by parties on issues set forth in Order No. 7084e and discuss draft order recommending the Commission proceed with claim regarding the ownership charge of the NWE's street light tariff. (9/17/13)

#### **Other Meetings**

# 9/17/13 – 1:30 p.m. – 3:00 p.m. – CenturyLink - Pooling Supplemental Implementation & informational meeting (Bollinger Room)

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

**Notice Items** All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at http://psc.mt.gov/Consumers/comments. Comments should reference the docket number of the matter.

<u>Protective Orders – Notice Items</u> The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Copies of these requests may be viewed on the Commission's web site at <a href="http://psc.mt.gov">http://psc.mt.gov</a>

<u>Protective Orders – Information Items</u> The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be viewed on the Commission's web site at <a href="http://psc.mt.gov">http://psc.mt.gov</a>

<u>Information Items</u> All items identified below are for information only.

## New Filings Received in Past Week

D2013.9.63 - MB MT Owner LLC - Application for Approval of Sale and Transfer of Membership Interest in MT Moonlight Basin Water & Sewer LLC D2013.9.64 - Montana-Dakota Utilities Co - Application for Authority to Implement a Gas Cost Tracking Adjustment Change Effective for the Period Oct 1, 2013 through Sept 30, 2014